

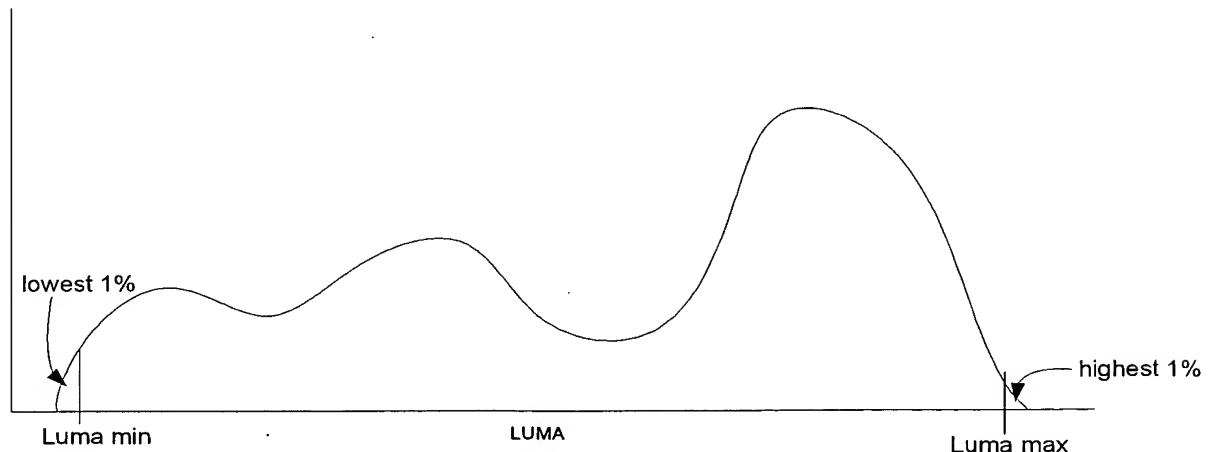
## REMARKS

In confirmation of the provisional election without traverse to prosecute the invention of Group I, the applicant elects without traverse claims 1 - 20 and cancels claim 21.

It should be noted that the Examiner has misconstrued the meaning of paragraph [16]

"In addition, the darkest and brightest luma data values found are also stored. These values can be either determined by the actual minimum and maximum values found in the image, or from a cumulative analysis of the luma histogram. For example, **the minimum luma could be determined as the value beyond which 99% of the image luma values are found. The maximum luma could be determined as the value below which 99% of the image luma values are found.**"

In other words, if 99% of the luma values are greater than a particular value, than that particular value is the minimum luma value and if 99% of the luma values are below a particular luma value, than that luma value is the maximum luma value. For example, if 99% of the luma values are greater than LV = 10 then the minimum luma value is 10 whereas if 99% of the luma values are below LV = 230, then the maximum luma value is 230.



It should also be noted that Figure 1 has been amended to be consistent with the specification as well as the legend included therein.

### CONCLUSION

In view of the foregoing, it is respectfully submitted that all pending claims are allowable. Should the Examiner believe that a further telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

Respectfully submitted,

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**Amendments to the Drawings:**

The attached drawing sheets are formalized versions of informal drawings originally filed.

Attachment: Replacement Sheets 1-8